

63 such petitions nor make determinations pursuant to such petitions
 64 in accordance with the provisions of this Act, more often than once
 65 in five (5) years.

1 **SEC. 12. Appropriations.**

2 A. There is hereby appropriated to the State soil conservation com-
 3 mittee the sum of Five Thousand Dollars (\$5,000.00), two thousand
 4 five hundred dollars (\$2,500.00) in each year of the next biennium
 5 beginning July 1, 1939, or so much thereof as may be necessary for
 6 the purpose of administering the provisions of this Act, provided that
 7 the administrative costs of each soil conservation district hereunder
 8 shall be borne by said district and in addition thereto the adminis-
 9 trative costs of the state soil conservation committee, including the
 10 reimbursement to the state for the initial costs thereof, shall be borne
 11 proportionately by all of the districts established under this act, the
 12 proportionate share of each thereof to be based upon the assessed
 13 value of the real estate in said districts.

14 B. The committee shall submit to the Governor, no later than Janu-
 15 ary 1st, 1941, a report which shall state the following: The num-
 16 ber and acreage of districts in existence or in process of organization,
 17 together with an estimate of the number and probable acreage of
 18 the districts which may be organized during the ensuing biennial
 19 fiscal period; a statement of the balances of funds, if any, available to
 20 the committee as to the sums needed for its administrative and other
 21 expenses, and for allocation among the several districts during the
 22 ensuing biennial fiscal period.

1 **SEC. 13. Separability Clause.**

2 If any provision of this Act, or the application of any provision
 3 to any person or circumstance, is held invalid, the remainder of the
 4 Act, and the application of such provision to other persons or circum-
 5 stances, shall not be affected thereby.

1 **SEC. 14. Inconsistency With Other Acts.**

2 Insofar as any of the provisions of this Act are inconsistent with
 3 the provisions of any other law, the provisions of this Act shall be
 4 controlling.

Approved May 25, 1939.

CHAPTER 93

BOARD OF CONTROL INSTITUTIONS

S. F. 400

AN ACT to amend chapter one hundred seventy (170), and sections thirty-two hundred eighty-seven (3287), thirty-two hundred ninety-two (3292), thirty-two hundred ninety-three (3293), as amended by chapter one hundred sixteen (116), acts of the Forty-seventh General Assembly, thirty-three hundred (3300), thirty-three hundred thirty (3330), thirty-three hundred thirty-one (3331), thirty-three hundred thirty-two (3332), thirty-three hundred fifty-two (3352), thirty-three hundred fifty-six (3356), thirty-three hundred ninety-five (3395), thirty-three hundred ninety-six (3396), thirty-four hundred two (3402), thirty-four hundred six (3406), thirty-four hundred sixty-seven (3467), thirty-four hundred seventy-five (3475), thirty-four hundred seventy-six (3476), thirty-four hundred seventy-seven (3477), thirty-four

hundred ninety-nine (3499), and thirty-five hundred four (3504), code, 1935, all relating to the powers and duties of the superintendent of each of the institutions operated under the board of control; providing for the appointment of a business manager for such institutions, and prescribing his powers and duties; and to provide for the changing of the name of the institution for the feeble-minded at Glenwood to the Glenwood state school.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Section thirty-two hundred ninety-two (3292), Code,
2 1935, is hereby amended by striking the period (.) at the end of the
3 first sentence of said section and inserting in lieu thereof a comma (,) and the following words "except as provided in this act."

1 SEC. 2. Section thirty-two hundred ninety-three (3293), Code,
2 1935, as amended by Chapter one hundred sixteen, (116), acts of the
3 Forty-seventh General Assembly, is hereby amended by striking the
4 word "Such" from line three (3) thereof and inserting in lieu thereof
5 the following: "Subject to the provisions of this act, such"; and by
6 inserting before the period following the words "executive officer"
7 in line five (5) thereof the words "or business manager".

1 SEC. 3. Section thirty-three hundred (3300), Code, 1935, is
2 amended by inserting after the word "officer" in line three (3) thereof
3 the following: "or the business manager in charge of said officer or
4 employee, as the case may be,".

1 SEC. 4. Section thirty-three hundred thirty (3330), Code, 1935,
2 is hereby amended by inserting after the word "institution" and be-
3 fore the word "shall" in line two (2) of said section the following:
4 " , or business manager of institutions having the same,".

1 SEC. 5. Section thirty-three hundred thirty-one (3331), Code, 1935,
2 is hereby amended by inserting after the word "head" in line one (1)
3 and before the word "of" in line two (2) of said section the words
4 "or business manager".

1 SEC. 6. Section thirty-three hundred thirty-two (3332), Code,
2 1935, is hereby amended by inserting in line two (2) after the word
3 "head" and before the word "of" the following: " , which shall include
4 the business manager as provided in this act,".

1 SEC. 7. Section thirty-three hundred fifty-two (3352), Code, 1935,
2 is hereby amended by inserting after the word "officer" and before
3 the word "of" in line two (2) of said section the following: "or busi-
4 ness manager".

1 SEC. 8. Section thirty-three hundred fifty-six (3356), Code, 1935,
2 is hereby amended by inserting after the word "institution" and be-
3 fore the word "and" in line ten (10) thereof the words "or business
4 manager, as the case may be,".

1 SEC. 9. Sections thirty-three hundred ninety-five (3395), thirty-
2 three hundred ninety-six (3396), thirty-four hundred six (3406),
3 thirty-four hundred ninety-nine (3499), and thirty-five hundred four
4 (3504), Code, 1935, are hereby amended by striking from each of said
5 sections the word "superintendent" wherever it appears in said sec-
6 tions and inserting in lieu thereof in each of said sections the words
7 "business manager".

1 SEC. 10. Section thirty-four hundred sixty-seven, (3467), Code,
2 1935, is hereby amended by striking therefrom all of subsections four
3 (4) and five (5).

1 SEC. 11. Section thirty-two hundred eighty-seven (3287), Code,
2 1935, is hereby amended by striking therefrom line seven (7) and
3 inserting in lieu thereof the following: "2. Glenwood State School."

1 SEC. 12. Chapter one hundred seventy (170), Code, 1935, is hereby
2 amended by striking the title of said chapter and inserting in lieu
3 thereof the following: "GLENWOOD STATE SCHOOL"; and by
4 amending section thirty-four hundred two (3402) of said chapter by
5 striking the words "institution for the feeble-minded at Glenwood"
6 in lines one (1) and two (2) of said section and inserting in lieu
7 thereof the following: "Glenwood state school".

1 SEC. 13. Section thirty-four hundred seventy-five (3475), Code,
2 1935, is hereby amended by striking the words "institution for feeble-
3 minded at Glenwood" in lines five (5) and six (6) of said section
4 and inserting in lieu thereof the following: "Glenwood state school".

1 SEC. 14. Section thirty-four hundred seventy-six (3476), Code,
2 1935, is hereby amended by striking the words "institution for the
3 feeble-minded at Glenwood" from lines three (3) and four (4) of said
4 section and inserting in lieu thereof the following: "Glenwood state
5 school".

1 SEC. 15. Section thirty-four hundred seventy-seven (3477), Code,
2 1935, is hereby amended by striking the words "Feeble-minded in-
3 mates in the institution at Glenwood" in lines one (1) and two (2)
4 of said section and inserting in lieu thereof the following: "Inmates
5 of the Glenwood state school".

1 SEC. 16. The governor may appoint a business manager for each
2 of the institutions operating under the board of control and such ap-
3 pointed person shall hold no other office and shall act in no other
4 capacity at the institution to which he has been appointed, nor shall
5 he be eligible to any other lucrative office, elective or appointive, in
6 the state during his term of service but he shall devote his time entirely
7 to his duties as business manager of the institution to which he is
8 appointed. He shall receive such salary and compensation as shall
9 be designated by the board of control, which salary and compensation
10 shall not exceed the sum of eighteen hundred dollars (\$1800) in cash
11 and six hundred dollars (\$600) in value of support and maintenance
12 furnished, and shall hold such office for a term of four years or until
13 removed therefrom by the executive council for malfeasance or non-
14 feasance in office, or for any cause that renders him ineligible to
15 appointment, or incapable or unfit to discharge the duties of his office,
16 but such removal shall be made only after an opportunity is given
17 such person to be heard before the executive council, upon preferred
18 written charges. Such removal, when made, shall be final.

1 SEC. 17. The business manager shall be responsible to the board
2 of control and shall file such accounting and other statistical reports
3 and statements with the auditor of state, as the auditor may designate

4 by written request to the secretary of the board of control, at such
5 times and periods as the auditor might require.

1 SEC. 18. Subject to the orders and direction of the board of con-
2 trol and to the written requests of the auditor of state to the secretary
3 of the board of control, such business manager shall have the following
4 powers, duties and responsibilities:

5 1. He shall be the general business manager of the institution to
6 which he has been appointed and shall have complete charge and
7 supervision over all business matters and financial affairs relating to
8 such institution, including the general institution, farms and gardens
9 and all industries engaged in at such institution.

10 2. He shall replace the steward at the institution and shall have
11 all the powers and be charged with all the duties and responsibilities
12 vested in the steward as provided for in section thirty-three hundred
13 twenty-two (3322).

14 3. Under the direction and supervision of the secretary of the board
15 of control, he shall have complete charge of all of the accounting and
16 all other statistical records and keep same in a manner and as directed
17 by the secretary of the board of control which manner, method, sys-
18 tem and form shall be approved by the auditor of state.

19 4. He shall have complete control and be charged with the full ac-
20 countability of all property and moneys of the institution to which
21 he has been appointed.

22 5. He shall have complete charge and supervision over the condition
23 and repair of all buildings, improvements, equipment and/or property
24 of such institution to which he has been appointed, subject however,
25 to the approval of the superintendent in instances where such equip-
26 ment is used directly in the medical, mental, moral and/or therapeutic
27 treatment or care of the patients or inmates.

28 6. He shall have charge and be accountable for all of the live stock
29 at the institution to which he has been appointed, but he shall not be
30 permitted to exhibit any such livestock at state and county fairs or
31 live stock shows.

32 7. He shall have the power to appoint, direct and discharge all
33 employees excepting doctors, nurses, ward attendants, laboratory
34 technicians or assistants and all other personnel charged with the
35 medical, mental or therapeutical treatment and/or care of any patient
36 or inmate of said institution, which personnel shall be appointed,
37 directed, and discharged by the superintendent. However, he shall
38 be charged with the keeping of all records relating to the entire per-
39 sonnel of the institution as provided for in section thirty-two hundred
40 ninety-three (3293), Code, 1935, as amended by chapter one hundred
41 sixteen (116), Acts of the Forty-seventh General Assembly.

42 8. He shall exercise no control or direction whatsoever over the
43 medical, mental, moral or therapeutical care or treatment of any
44 patient or inmate of said institution, or over the doctors, orderlies,
45 nurses, ward attendants, laboratory technicians and all other person-
46 nel directly charged with the medical, mental or therapeutical care or
47 treatment of any patient or inmate, employed by the superintendent,
48 but will report all violations to the superintendent. Likewise, the
49 control and direction of employees, by the superintendent, is hereby
50 confined to the doctors, orderlies, nurses, ward attendants, laboratory

51 and all other personnel directly charged with the medical, mental,
 52 moral or therapeutical care or treatment of any patient or inmate of
 53 said institution.

Approved April 19, 1939.

CHAPTER 94

IOWA SOLDIERS' HOME

S. F. 390

AN ACT to repeal chapter one hundred sixty-eight (168) of the code, 1935, relating to the Iowa Soldiers Home, located at Marshalltown, and to enact a substitute therefor.

Be It Enacted by the General Assembly of the State of Iowa:

1 SECTION 1. Chapter one hundred sixty-eight (168), Code, 1935,
 2 is repealed and the following enacted in lieu thereof.

1 SEC. 2. The Iowa Soldiers' Home, located in Marshalltown, shall be
 2 maintained for honorably discharged soldiers, sailors, marines and
 3 nurses who have served the United States in any of its wars and who
 4 do not have sufficient means or ability to support themselves, and
 5 for the dependent widows and wives of such soldiers, sailors or
 6 marines.

1 SEC. 3. All persons named in section two (2) of this Chapter who
 2 do not have sufficient means for their own support, or who are dis-
 3 abled by disease, wounds, old age or otherwise, or who are unable
 4 to earn a livelihood, and who have been residents and citizens of the
 5 state of Iowa for the three years immediately preceding the date of
 6 the application and who are residents of the state of Iowa at the time
 7 of the application, may be admitted to the Home as members thereof
 8 under such rules and regulations as may be adopted by the Board
 9 of Control.

1 SEC. 4. The Board of Control shall have power to determine the eli-
 2 gibility of applicants for admission to the Home in accordance with
 3 the provision of this chapter, and shall adopt all the necessary rules
 4 and regulations for the preservation of order and enforcement of dis-
 5 cipline, the promotion of health and well being of all the members and
 6 for the management and control of the Home and the grounds thereof.

1 SEC. 5. When a married man is or becomes a member of the Home,
 2 his wife, if she has been married to him for ten years and is otherwise
 3 eligible under this Chapter, may be admitted as a member of the Home
 4 subject to all the rules and regulations of said Home. Husband and
 5 wife may be permitted to occupy, together, cottages or other quarters
 6 on the grounds of the Home.

1 SEC. 6. If any deceased soldier, sailor or marine, who would be en-
 2 titled to admission to the Home if he were living, has left a widow
 3 surviving him, such widow shall be entitled to admission to the Home
 4 with the same rights, privileges and benefits as though her soldier,
 5 sailor or marine husband were living and a member of the Home, pro-